

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

DALE EDWARD HARPER,

Plaintiff,

vs.

MAGGIE MILLER-STOUT, et al.,

Defendants.

NO. CV-07-188-CI

ORDER GRANTING MOTION TO  
VOLUNTARILY DISMISS ACTION

BEFORE THE COURT is Plaintiff's *pro se* letter requesting dismissal of his action without prejudice, liberally construed as a Motion to Voluntarily Dismiss (Ct. Rec. 5). The court has not ruled on Plaintiff's request to proceed *in forma pauperis*; Defendants have not been served in this action. Accordingly, **IT IS ORDERED** Plaintiff's Motion (Ct. Rec. 5) is **GRANTED** and the action is **DISMISSED WITHOUT PREJUDICE** pursuant to FED. R. CIV. P. 41(a).

**IT IS SO ORDERED.** The District Court Executive is directed to enter this Order, enter judgment of dismissal without prejudice, forward a copy to Plaintiff, and close the file.

DATED August 13, 2007.

S/ CYNTHIA IMBROGNO  
UNITED STATES MAGISTRATE JUDGE